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## **DEPARTMENT OF LABOR**

### **Office of Workers' Compensation Programs**

#### **Advisory Board on Toxic Substances and Worker Health: Subcommittee on Evidentiary Requirements for Part B Lung Disease**

**AGENCY:** Office of Workers' Compensation Programs

**ACTION:** Announcement of meeting of the Subcommittee on Evidentiary Requirements for Part B Lung Disease of the Advisory Board on Toxic Substances and Worker Health (Advisory Board) for the Energy Employees Occupational Illness Compensation Program Act (EEOICPA).

**SUMMARY:** The subcommittee will meet via teleconference on December 21, 2016, from 2:30 pm to 6:00 pm Eastern Time.

**FOR FURTHER INFORMATION CONTACT:** You may contact Antonio Rios, Designated Federal Officer, at [rios.antonio@dol.gov](mailto:rios.antonio@dol.gov), or Carrie Rhoads, Alternate Designated Federal Officer, at [rhoads.carrie@dol.gov](mailto:rhoads.carrie@dol.gov), U.S. Department of Labor, 200 Constitution Avenue, NW., Suite S-3524, Washington, DC 20210, telephone (202) 343-5580. This is not a toll-free number.

For press inquiries: Ms. Amanda McClure, Office of Public Affairs, U.S. Department of Labor, Room S-1028, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-4672; email [mcclure.amanda.c@dol.gov](mailto:mcclure.amanda.c@dol.gov).

**SUPPLEMENTARY INFORMATION:** The Advisory Board is mandated by Section 3687 of EEOICPA. The Secretary of Labor established the Board under this authority and Executive Order 13699 (June 26, 2015). The purpose of the Advisory Board is to advise the Secretary with respect to: 1) the Site Exposure Matrices (SEM) of the Department of Labor; 2) medical guidance for claims examiners for claims with the EEOICPA program, with respect to the

weighing of the medical evidence of claimants; 3) evidentiary requirements for claims under Part B of EEOICPA related to lung disease; and 4) the work of industrial hygienists and staff physicians and consulting physicians of the Department of Labor and reports of such hygienists and physicians to ensure quality, objectivity, and consistency. The Advisory Board sunsets on December 19, 2019. This subcommittee is being assembled to gather and analyze data and continue working on advice under Area #3, Evidentiary Requirements for Part B lung conditions.

The Advisory Board operates in accordance with the Federal Advisory Committee Act (FACA) (5 U.S.C. App. 2) and its implementing regulations (41 CFR part 102-3).

Agenda: The tentative agenda for the Subcommittee on Evidentiary Requirements for Part B Lung Disease meeting includes: review possible draft presumption for sarcoidosis/chronic beryllium disease (CBD) cases; discuss summary of cases reviewed; discuss issues identified in Part B lung conditions cases; discuss original DOL request for clarification and draft responses to questions; determine if any additional data or information is needed; discuss other recommendations and next steps.

OWCP transcribes Advisory Board subcommittee meetings. OWCP posts the transcripts on the Advisory Board webpage, <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>, along with written comments and other materials submitted to the subcommittee or presented at subcommittee meetings.

## **PUBLIC PARTICIPATION, SUBMISSIONS, AND ACCESS TO THE PUBLIC RECORD**

Subcommittee meeting: The subcommittee will meet via teleconference on Wednesday, December 21, 2016, from 2:30 pm until 6:00 pm Eastern Time. Advisory Board subcommittee meetings are open to the public. The teleconference number and other details for listening to the meeting will be posted on the Advisory Board's website no later than 72 hours prior to the meeting. This information will be posted at <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>.

Requests for special accommodations: Please submit requests for special accommodations to participate in the subcommittee meeting by email, telephone, or hard copy to Ms. Carrie Rhoads, OWCP, Room S-3524, U.S. Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210; telephone (202) 343-5580; email [EnergyAdvisoryBoard@dol.gov](mailto:EnergyAdvisoryBoard@dol.gov).

Submission of written comments for the record: You may submit written comments, identified by the subcommittee name and the meeting date of December 21, 2016, by any of the following methods:

- *Electronically:* Send to: [EnergyAdvisoryBoard@dol.gov](mailto:EnergyAdvisoryBoard@dol.gov) (specify in the email subject line, "Subcommittee on Part B Lung Conditions").
- *Mail, express delivery, hand delivery, messenger, or courier service:* Submit one copy to the following address: U.S. Department of Labor, Office of Workers' Compensation Programs, Advisory Board on Toxic Substances and Worker Health, Room S-3522, 200 Constitution Ave., NW, Washington, DC 20210. Due to security-related procedures, receipt of submissions by regular mail may experience significant delays.

Comments must be received by December 14, 2016. OWCP will make available publically, without change, any written comments, including any personal information that you provide. Therefore, OWCP cautions interested parties against submitting personal information such as Social Security numbers and birthdates.

Electronic copies of this Federal Register notice are available at <http://www.regulations.gov>. This notice, as well as news releases and other relevant information, are also available on the Advisory Board's web page at <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>.

Signed at Washington, DC,

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**Leonard J. Howie III,**  
Director, Office of Workers' Compensation Programs

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